

## MISCELLANEOUS CEREALS

**23208. Unpopped popcorn.** (F. D. C. No. 38141. S. Nos. 855 M, 2-221 M, 2-224 M, 2-226 M.)

**INDICTMENT RETURNED:** 12-14-55, S. Dist. Ohio, against Joe F. Johnson, president of Popcorn Growers Exchange, Columbus, Ohio.

**SHIPPED:** Between 12-3-54 and 2-19-55, from Ohio to Florida and West Virginia.

**LABEL IN PART:** (Bag) "50 Lbs Net Wt. Tastee Popcorn Popcorn Growers Exchg. Inc. 664 Stelzer Rd. Columbus, Ohio" or "Tastee Popcorn Net Weight 2 Lbs. [or "16 ounces Net Weight"] Popcorn Growers Exchange Columbus, Ohio."

**CHARGE:** 402 (a) (3)—contained insects, insect parts, rodent hairs, rodent excreta, and rodent- and insect-damaged kernels; and 402 (a) (4)—prepared and packed under insanitary conditions.

**PLEA:** Guilty.

**DISPOSITION:** 6-21-56. \$500 fine and sentence of 16 months in jail; jail sentence suspended and probation for 5 years.

**23209. Wheat.** (F. D. C. No. 36974. S. No. 75-895 L.)

**QUANTITY:** 113,400 lbs. at Cut Bank, Mont.

**SHIPPED:** 9-24-54, from Seattle, Wash., by Greeley Elevator Co.

**LIBELED:** 9-29-54, Dist. Mont.

**CHARGE:** 402 (a) (2)—when shipped, contained an added poisonous and deleterious substance, a mercurial compound, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

**DISPOSITION:** 12-7-54. Consent—claimed by Greeley Elevator Co., Great Falls, Mont., and converted to seed wheat.

## CONFECTIONERY

**23210. Candy.** (F. D. C. No. 39038. S. Nos. 15-153/6 M.)

**QUANTITY:** 16 cases, 12 boxes each, at Fresno, Calif.

**SHIPPED:** 3-12-56, from Brooklyn, N. Y., by Phoenix Candy Co.

**LABEL IN PART:** (Box) "240 Count Slim Jim Chocolate [or "Toffee," "Banana," or "Licorice"] Flavored Slim Jims 2 for 1¢."

**LIBELED:** 4-17-56, S. Dist. Calif.

**CHARGE:** 402 (a) (3)—contained rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

**DISPOSITION:** 5-15-56. Default—destruction.

**23211. Candy.** (F. D. C. No. 39070. S. No. 2-121 M.)

**QUANTITY:** 7 cases, 12 boxes each, at Roanoke, Va.

**SHIPPED:** 1-24-56, from Dunn, N. C., by Wellons Candy Co. (Supreme Candy Co.).

**LABEL IN PART:** (Bar) "Two-Tone," "Big Man," "Cabbage Bar," "Rainbow Bar," "Cream Cocoanut," "Supreme Cornbread Candy Bar," "Hunnie Bun," "Supreme Tic Tic Tic Nut Roll," and "Jazz Bar."

**LIBELED:** On or about 5-14-56, W. Dist. Va.

CHARGE: 402 (a) (3)—contained insect parts and rodent hairs; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 5-23-56. Default—destruction.

**23212. Honey.** (F. D. C. No. 39106. S. No. 20-778 M.)

QUANTITY: 580 5-gal. cans and 5,000 lbs. at St. Joseph, Mo., in possession of Ben H. Hughes.

SHIPPED: During August and September 1955, from Norfolk, Nebr.

LIBELED: 4-5-56, W. Dist. Mo.

CHARGE: 402 (a) (3)—contained rodent excreta, rodent hairs, insect fragments, and manure; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-20-56. Consent—claimed by Ben H. Hughes and denatured for use as bee food.

**23213. Honey.** (F. D. C. No. 39091. S. Nos. 33-985 M, 33-988 M.)

QUANTITY: 141 5-gal. cans at Kansas City, Mo.

SHIPPED: Approximately 1½ years prior to filing the libel, from Norfolk, Nebr.

LIBELED: 3-21-56, W. Dist. Mo.

CHARGE: 402 (a) (3)—contained rodent excreta and rodent hairs while held for sale.

DISPOSITION: 4-16-56. Consent—claimed by Jewett & Sherman Co., Kansas City, Mo. Converted to bee food.

## DAIRY PRODUCTS

### BUTTER

**23214. Butter.** (F. D. C. No. 37163. S. Nos. 37-337 M, 37-717/8 M.)

QUANTITY: 191 64-lb. cubes at Jersey City, N. J.

SHIPPED: 12-1-55, from Kingsley, Pa., by Conservation Creameries, Inc.

LIBELED: 12-21-55, Dist. N. J.

CHARGE: 402 (a) (3)—contained decomposed animal substance and insect parts when shipped; and 402 (b) (2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: 1-25-56; amended 2-28-56. Default—converted to an inedible nonfood product for fat salvage.

### CHEESE

**23215. Ricotta cheese.** (F. D. C. No. 35607. S. No. 78-352 L.)

INDICTMENT RETURNED: 5-2-55, S. Dist. N. Y., against Goshen Cheese Co., Inc., Goshen, N. Y., and Samuel H. DeStafeno, president.

SHIPPED: 10-7-54, from New York to New Jersey.

LABEL IN PART: (Wrapper) "Manufactured By Geral-Deene Dairy Prods. Ricotta."

CHARGE: 402 (a) (3)—contained insects and insect parts when shipped.

PLEA: Guilty.

DISPOSITION: 5-3-56. Corporation fined \$1,000. Individual defendant fined \$750 and sentenced to imprisonment for 6 months; prison sentence suspended and individual placed on probation for 3 years.